



and drain viewers, of the lands and roads to be benefited by such drainage work, and of other lands and roads liable for contribution thereto, stating as nearly as they can the proportion of benefit, outlet liability and injuring liability, which in their opinion will be derived or incurred in consequence of such drainage work by every road and lot or portion of lot, the said assessment so made being the assessment hereinafter by this By-law enacted to be assessed and levied upon the roads and lots or parts of lots hereinafter in that behalf specially set forth and described, and the report of the said John E. Belcher, George Cambell and Robert Vance in respect thereof and of the said drainage work being as follows:—

*Report Cavan Swamp Drain.*

To the Municipal Council of the Township of Cavan.

Gentlemen,—

1. Having been appointed your engineer to report on the practicability of draining the Cavan Swamp, I have made a thorough examination of this swamp, and beg to report as follows:—

2. I have made a survey and have taken the necessary levels, and find that an outlet drain can be constructed which will afford an outlet for the drainage of 2865.5 acres of land in the Township of Cavan and 78.0 acres in the Township of North Monaghan a list of which lands is attached.

3. These lands are to-day practically without value excepting for what wood there is on them, and in my opinion the construction of an outlet drain such as here contemplated would increase their value at least \$20 per acre if only for grazing purposes. Where the land is good a small expense in the construction of private drains to this outfall drain would largely aid the value.

4. There are besides some seven and a half miles of road or road allowance, (some 60 acres) in the Township of Cavan about three-quarters of a mile of this being the boundary line between the Townships of Cavan and North Monaghan, which the formation of this drain would materially improve in part, as on the thirteenth and fourteenth concession lines, enabling roads to be made, and on the remainder cheapening the cost of maintenance of existing roads and preventing flooding in the spring.

5. I have made plans, profiles and specifications which are submitted with the report.

6. Assuring myself that there was sufficient fall to insure the easy flow of the ditch, and that the ditch being small the quantities of excavation were also small, and not difficult to estimate approximately for the first 3,500 feet at the west end of Section No. 1, I did not go to the expense of cutting a line, it not being necessary for the purposes of this report, but contented myself with a careful survey in walking over the grounds. Therefore for the first 3,500 feet there are no levels shown on this profile.

7. Messrs. George Cambell and Robert Vance, your drain viewers, and myself have carefully considered together what proportions of the costs of this drain should be borne by your municipality, and have unanimously agreed to recommend that the township contribute \$1,800.00 in addition to the cost as stated in paragraphs 11 and 12 of this report, and in addition to any cost to which it is by law liable.

8. The charge against the Municipality of North Monaghan has been based on this according to the percentage which one-half of the portion in the swamp of the boundary line between the township is of the total mileage of roads affected.

9. The drain will be maintained by both municipalities, the Township of Cavan paying 96 per cent, the Township of North Monaghan 4 per cent., this being a fair division proportionate to the benefits derived by each from this drain.

10. After making a careful estimate of the quantities of excavation, etc., I find that the cost of this drain will be \$8,751.55, of which \$1,800.00 is chargeable against the Municipality of Cavan.

4 Ed. VII.,  
c. 84, s. 20,  
amended.

3. Section 20 of the said Act is amended by striking out all the words therein after the word "Judge" in the sixth line thereof.

4 Edw. VII.,  
c. 84, s. 22,  
amended.

4. Section 22 of the said Act is hereby amended by adding thereto after the word "railway" in the second line 5 thereof the words "(and without any municipal by-law or consent where the railway is constructed or operated upon or along any highway.)"

4 Edw. VII.,  
c. 84, s. 25,  
sub-sec. 2,  
amended.

5. Subsection two of section 25 of the said Act is hereby amended by adding thereto at the end thereof the 10 words "or under contract to be constructed."

4 Edw. VII.,  
c. 84, s. 29,  
repealed.

6. Section 29 of the said Act is hereby repealed.

Times for com-  
mencement  
and completion  
of lines.

7. The railway authorized by the said Act and by this Act shall be commenced within two years after the passing of this Act and completed within four years from the 15 commencement thereof.



Not to trade in  
real estate.

2. Nothing herein contained shall authorize the said corporation to engage in the business of trading in real estate.

Constitution  
and by-laws.

3. The constitution and by-laws of the association, being the constitution and by-laws adopted by the association prior to its incorporation, and under which the association has since been conducted, are and shall continue to be the constitution and by-laws of the said association, but they, or any of them, may be added to, amended or repealed, and others substituted therefor in the manner and subject to the conditions and provisions therein stated.

Membership.

4. The members of the association shall continue to be the members thereof, and the officers of the association shall continue to hold office in the manner provided by and subject to the constitution and by-laws of the association.

Directors.

5. The corporation may by by-law increase or decrease the number of directors and provide as to there qualifications, mode of election, and the time for which they shall hold office.

Personal property  
vested in  
corporation.

6. The personal property of the association shall become the property of, and is hereby vested in the said incorporation.

Object of  
corporation.

7. The object of the said corporation shall be the spiritual, mental, social and physical improvement of young men, by the maintenance and support of meetings, lectures, reading rooms, library, gymnasiums and such other means as may from time to time be determined upon.

Technical  
education.

8. The said corporation shall have power to establish a system of technical education, including such branches of science and development of such of the industrial arts as the board of directors of the said corporation may from time to time determine.

Exemption of  
taxation.

9. The buildings, lands and equipment of the Young Men's Christian Association, of Collingwood, so long as occupied by and used for the purposes of the association, are declared to be exempted from taxation, except for local improvements.

Contracts,  
negotiable  
instruments,  
etc.

10.—(1) Every contract, agreement, engagement or bargain made and every bill of exchange drawn or accepted, and every promissory note and cheque made or drawn on behalf of the said corporation by the president, vice-president and treasurer of the corporation or any two of

- them, in general accordance with their powers as such under the by-laws of the corporation, shall be binding upon the corporation (but promissory notes or cheques payable to the order of the corporation may be endorsed  
5 by either of these officers) and in no case shall it be necessary to have the seal of the corporation affixed to any such contract, agreement, engagement, bargain, bill of exchange, promissory note or cheque, or to prove that the same was made, drawn accepted or endorsed as the case  
10 may be, in pursuance of any special by-law or special vote or order; nor shall the party so acting within his authority as agent, officer, or servant of the corporation be thereby subjected individually to any liability whatsoever in respect thereof.
- 15 (2) Nothing in this section shall be construed to authorize the corporation to issue any note payable to the bearer thereof, or any promissory note intended to be circulated as money or as the note of a bank.

No. 62.

2nd Session, 11th Legislature,  
6 Edward VII., 1906.

BILL.

An Act respecting the Town of East  
Toronto.

First Reading, 6th March, 1906.

*(Reprinted as amended by the Private  
Bills Committee.)*

Mr. McCOWAN.

TORONTO:

PRINTED BY L. K. CAMERON,

Printer to the King's Most Excellent Majesty.

## An Act respecting the Township of Shuniah.

WHEREAS the council of the Corporation of the Town-<sup>Preamble.</sup>  
 ship of Shuniah has by its petition represented that  
 it is expedient that all assessment rolls and collector's rolls  
 as heretofore finally passed in the Township of Shuniah  
 5 shall be confirmed and validated and no objection thereto  
 has been made on the part of any ratepayer, and whereas  
 the said township has also by its petition represented that  
 it is expedient in the public interest that all sales of lands  
 for taxes, including any sales of land in which the municipi-  
 10 pality purchased same by a trustee on its own behalf pur-  
 suant to the statutes, should be validated and confirmed  
 and made binding upon all parties affected by such a sale,  
 and no objection has been made by any person;

Therefore His Majesty, by and with the advice and con-  
 15 sent of the Legislative Assembly of the Province of Ontario,  
 enacts as follows:—

1. All assessment rolls of the said Township of Shuniah <sup>Assessment</sup>  
 heretofore finally passed in so far as they affect lands sold <sup>collectors</sup>  
 for taxes and all collector's rolls of the said Township of <sup>confirmed</sup>  
 20 Shuniah, in so far as they affect lands sold for taxes, are  
 hereby confirmed and validated and made binding upon all  
 parties notwithstanding anything to the contrary.

2. All sales of lands in the said township for arrears of <sup>Tax sales</sup>  
 taxes heretofore had and including also the purchases at <sup>confirmed</sup>  
 25 such sale by anyone on behalf of the Municipality of  
 Shuniah, shall be and are hereby validated and confirmed  
 and made binding upon every person affected thereby.

But nothing in this or the preceding section shall affect  
 any action or proceedings now pending.



politic and corporate under the name of the "Executive Committee of the Provincial Young Men's Christian Association of Ontario and Quebec" and shall have power to acquire and hold for its own use or in trust for any local Young Men's Christian Association, real estate in Ontario or any leasehold or other interest therein, provided the annual value of the real estate so acquired or held and not actually used for the work of the corporation or in trust for any one local Young Men's Christian Association does not exceed at any one time \$25,000, and the same or any part thereof to alienate, exchange, mortgage, lease, or otherwise charge or dispose of as occasion may require; and shall also have power to acquire any other real estate or interest therein whether for itself or in trust as aforesaid (so long as the annual value of the same held for itself or in trust for any one local association shall not at any time exceed \$10,000) by gift, devise, or bequest if made at least six months before the death of the party making the same; and shall have power to hold such estate or interest therein for a period of not more than seven years, and may within that time alienate or dispose of the same; and the proceeds of such estate or interest therein as shall have been so alienated or disposed of shall be invested in public securities, county or other municipal debentures, or other approved securities for the use of the said corporation or in trust as aforesaid; and such estate or interest therein as may not within the said period be alienated or disposed of may be forfeited to the Crown.

Objects.

2. The object of the said corporation shall be the giving of greater permanency and efficiency to the general work of the Young Men's Christian Associations of Ontario and Quebec, and the said corporation shall have the right and power to permit or forbid any association hereafter organized to use the name "Young Men's Christian Association" either by itself or in conjunction with other words as the name of such hereafter organized association.

Officers.

3. The officers of the said executive committee at the time of the passing of this Act shall be the officers of the said corporation and shall retain their respective offices until others shall be elected in their place.

Annual return.

4. The said corporation shall at all times when required by the Lieutenant-Governor of the Province make an annual return of all property held by it, with such details and other information as the Lieutenant-Governor may require.

Corporation not to engage in business of trading in real estate.

5. The funds of the said corporation shall be used for the purposes authorized by this Act, and nothing herein contained shall authorize the said corporation to engage in the business of trading in real estate.

6. Any personal estate by will directed to be laid out in the purchase of land to or for the benefit of the corporation or in trust for the benefit of any local Young Men's Christian Association shall, except as hereinafter provided 5 be held to or for the benefit of the corporation or in trust as aforesaid as though there had been no direction to lay it out in the purchase of land.

Personal estate to be held as though not directed to be laid out in purchase of land.

7. The High Court, or a Judge thereof sitting in Chambers, if satisfied that land devised by will to or for the 10 benefit of the corporation or in trust as aforesaid, or proposed to be purchased out of personal estate by will directed to be laid out in the purchase of land, is required for actual occupation for the purposes of the corporation or for the purposes of a local Young Men's Christian 15 Association, and not as an investment, may by order sanction the retention or acquisition, as the case may be, of such land.

Judge of High Court may sanction retention or acquisition of land.

8. The jurisdiction of the High Court under this Act is to be exercised by a Judge in Chambers or otherwise, 20 and may be exercised in a summary manner so as to avoid all unnecessary expense.

Judge to act in summary manner.

9. The corporation may from time to time mortgage, lease, sell or otherwise dispose of the real and personal property of the corporation as it may deem proper, and 25 every deed, mortgage, lease, conveyance or other instrument made by the said corporation shall be duly executed by affixing thereto the corporate seal of the corporation attested by the signatures of the chairman and secretary or by such other officers as may be duly authorized for the 30 purpose.

Power to mortgage, sell lease, etc.

10. The buildings, lands and equipment of the corporation whether held for itself or in trust for a local Young Men's Christian Association, so long as occupied by and used for the purposes of the corporation or in trust as 35 aforesaid, are declared to be exempted from taxation except for local improvements.

Exemption from taxation.